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Co-Counsel

STATE BOARD OF ELECTIONS

40 NORTH PEARL STREET, 5th FLOOR

ALBANY, N.Y. 12207-2729

Phone: 518/474-1953 Fax: 518/474-1008

www.elections.ny.gov

VIA PERSONAL DELIVERY

August 2, 2016

Paul DerOhannesian II
DerOhannesian & DerOhannesian
677 Broadway, Suite 707
Albany, NY 12207

RE: *Pidot, et al. v. NYSBOE, et al.*
Dkt No. 16-CV-859

Dear Mr. DerOhannesian:

As a follow up to our telephone conversation of this morning whereby you consented to a brief extension of time for the New York State Board of Elections (the "Board") to respond until later in the day, enclosed, please find, in response to your Notice to Produce dated July 27, 2016, returnable today, email correspondence between the Board and the United States Department of Justice with regard to New York's Third Congressional District, as well as between the Board and the Federal Voting Assistance Program, regarding same. Also enclosed, please find certified copies of the NYSVoter Voter Data Extract Details and Voter History for Philip M. Pidot, and Nancy T. Hawkins. Please be advised that as to your request for certified copies of the voter registration information for Steven Axelman, there is no applicable NYSVoter record specifically for that name. However, enclosed are such records for a Howard S. Axelman, and an Elliot S. Axelman, both registered as residing at the same address. Upon information and belief, one of these 2 individuals may be the Steven Axelman so named in your request. Please note that NYSVoter is the centralized voter registration database maintained by the Board. Original voter registration materials are maintained by the particular local Boards of Elections, where such records are processed. Certified copies of any such original records would need to be obtained by you from the particular local Boards of Elections.

Please contact me if you have any questions or require any additional information.

Very truly yours,


William J. McCann, Jr.
Deputy Counsel

WJM/

Encs.

cc: (all via electronic mail, with enclosures)

David Simunovich dsimunovich@stroock.com
James L. Bernard jbernard@stroock.com
Jerry H. Goldfeder jgoldfeder@stroock.com
Christopher A. Jeffreys christopher.jeffreys@suffolkcountyny.gov
Leonard G. Kapsalis leonard.kapsalis@suffolkcountyny.gov
Danielle R. Smith danielle@derolaw.com
Paul DerOhannesian , II paul@derolaw.com, stacey@derolaw.com

Brehm, Robert (ELECTIONS)

From: Boehmer, Matthew D (Matt) SES DODHRA FVAP (US) <matthew.d.boehmer.civ@fvap.gov>
Sent: Thursday, July 21, 2016 3:49 PM
To: Brehm, Robert (ELECTIONS)
Subject: Re: [Non-DoD Source] NYS 3rd Congressional District Republican Party Litigation

Categories: MOVE Act

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Bob:
So glad we connected! I appreciate that we can work these issues together.

Keep me looped in! All the best.

Matt

Matt Boehmer
Director, Federal Voting Assistance Program
Defense Human Resources Activity
Matt.Boehmer@fvap.gov

From: Brehm, Robert (ELECTIONS)
Sent: Thursday, July 21, 2016 3:45 PM
To: Boehmer, Matthew D (Matt) SES DODHRA FVAP (US)
Subject: [Non-DoD Source] NYS 3rd Congressional District Republican Party Litigation

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

Good Afternoon Matt:

The Appellate Division Second Department today declined to order a new primary in the 3rd Congressional District for the Republican Party. A case remains pending in the Northern District of New York federal court seeking the same relief. The case is NDNY Index No. 16-CV-859.

Again, I appreciate you taking the time to discuss this matter with me last Thursday. I will let you know what happens in the Northern District.

Bob Brehm

Robert A. Brehm
Co-Executive Director

New York State Board of Elections

40 North Pearl Street, Suite 5

Albany, New York 12207-2729

518-474-8100 robert.brehm@elections.ny.gov < Caution-mailto:robert.brehm@elections.ny.gov >

Caution-www.elections.ny.gov

McCann, William (ELECTIONS)

From: Galvin, Kimberly (ELECTIONS)
Sent: Monday, August 01, 2016 10:58 PM
To: McCann, William (ELECTIONS); Quail, Brian (ELECTIONS)
Subject: Fwd: Pidot Scheduling Order and Denial of Scheduling Order on Motion to Dismiss

Begin forwarded message:

From: "McFarland, Ernest A (CRT)" <Ernest.A.McFarland@usdoj.gov>
Date: July 26, 2016 at 4:27:51 PM EDT
To: "Galvin, Kimberly (ELECTIONS)" <Kimberly.Galvin@elections.ny.gov>
Cc: "Dellheim, Richard (CRT)" <Richard.Dellheim@usdoj.gov>
Subject: RE: Pidot Scheduling Order and Denial of Scheduling Order on Motion to Dismiss

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Thanks Kim.

Ernest

From: Galvin, Kimberly (ELECTIONS) [<mailto:Kimberly.Galvin@elections.ny.gov>]
Sent: Tuesday, July 26, 2016 4:21 PM
To: Dellheim, Richard (CRT); McFarland, Ernest A (CRT)
Subject: Fwd: Pidot Scheduling Order and Denial of Scheduling Order on Motion to Dismiss

FYI

Begin forwarded message:

From: "Quail, Brian (ELECTIONS)" <Brian.Quail@elections.ny.gov>
Date: July 25, 2016 at 2:45:22 PM EDT
To: "Galvin, Kimberly (ELECTIONS)" <Kimberly.Galvin@elections.ny.gov>
Subject: FW: Pidot Scheduling Order and Denial of Scheduling Order on Motion to Dismiss

We should send these to DOJ.

Oral argument not scheduled until August 17.

Do you want to send them or shall I.

Thanks.

Brian L. Quail

Counsel

New York State Board of Elections

40 North Pearl Street – Floor 5

Albany, New York 12207

(518) 474-6367

www.elections.ny.gov

McCann, William (ELECTIONS)

From: Galvin, Kimberly (ELECTIONS)
Sent: Monday, August 01, 2016 10:58 PM
To: McCann, William (ELECTIONS); Quail, Brian (ELECTIONS)
Subject: Fwd: No signed OTSC

Begin forwarded message:

From: "McFarland, Ernest A (CRT)" <Ernest.A.McFarland@usdoj.gov>
Date: July 22, 2016 at 6:34:25 PM EDT
To: "Galvin, Kimberly (ELECTIONS)" <Kimberly.Galvin@elections.ny.gov>
Subject: Re: No signed OTSC

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Thanks for the update Kim. Have a great weekend.

Ernest

On Jul 22, 2016, at 6:15 PM, Galvin, Kimberly (ELECTIONS)
<Kimberly.Galvin@elections.ny.gov> wrote:

Talk to you Monday.

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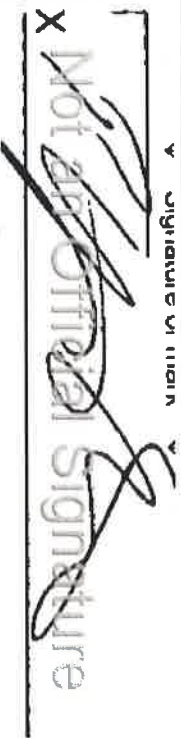
Name	: PIDOT, PHILIP M	Residential Address	: 400 CHAMBERS STREET 21-A
Gender	: M	Mailing Address	: MANHATTAN 10282
Date of Birth	: 01/25/1976	Political Party	: REP
Email Address	:		

State ID	: NY000000000053344777	Status	: Purged
County ID	: 305475419	Status Reason	: NVRA
County	: New York	Status Effective Date	: 02/23/2015
Registration Date	: 05/23/2003	NVRA Registration Source	: Mail-in through USPS

ID Met	: Yes	ID Required	: No
Other ID Provided	: No		

Election District	: 2	Legislative District	: 0
Senate District	: 26	Assembly District	: 66
Congressional District	: 10	Town District	: MANHATTAN
Ward	:		

Signature

X  Not an Official Signature

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Name : PIDOT, PHILIP M

State ID : NY000000000053344777

County	County ID	Election Date	Election Description	Voting Method
Nassau	03836619	11/06/2012	2012 GENERAL ELECTION	Poll
New York	305475419	11/02/2010	20101102 GE	Poll
New York	305475419	11/04/2008	20081104 GE	Poll
New York	305475419	02/05/2008	20080205 PP	Poll
New York	305475419	11/07/2006	General Election 2006	Poll
New York	305475419	09/12/2006	City Primary Election 2006	Poll
New York	305475419	11/08/2005	General Election 2005	Poll
New York	305475419	11/02/2004	General Election 2004	Poll
New York	305475419	11/04/2003	General Election 2003	Poll

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Voter History

Name	: PIDOT, PHILIP M	Residential Address	: 23 TAPPENWOOD DR
Gender	: M	Mailing Address	: LOCUST VALLEY 11560
Date of Birth	: 01/25/1976	Political Party	: REP
		Email Address	:

State ID	: NY000000000053344777	Status	: Active
County ID	: 03836619	Status Reason	:
County	: Nassau	Status Effective Date	:
Registration Date	: 08/14/1996	NVRA Registration Source	: Local Registrar

ID Met	: Yes	ID Required	: No
Other ID Provided	: No		

Election District	: 19	Legislative District	: 11
Senate District	: 5	Assembly District	: 13
Congressional District	: 3	Town District	: GC
Ward	: 13		

* This is my signature or mark in the box below.
* The above information is true, I understand that if it is not true, I can be convicted and fined up to \$5,000 and/or jailed for up to four years.

Not an Official Signature
his section in

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Name : PIDOT, PHILIP M

State ID : NY000000000053344777

County	County ID	Election Date	Election Description	Voting Method
Nassau	03836619	04/19/2016	2016 PRESIDENTIAL PRIMARY	Poll
Nassau	03836619	11/03/2015	2015 GENERAL ELECTION	Poll
Nassau	03836619	09/10/2015	2015 PRIMARY ELECTION	Poll
Nassau	03836619	11/04/2014	2014 GENERAL ELECTION	Affidavit
Nassau	03836619	11/06/2012	2012 GENERAL ELECTION	Poll

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Name

: HAWKINS, NANCY T

Residential Address

: 123 DUCK POND RD
GLEN COVE 11542

Gender

: F

Mailing Address

:

Date of Birth

: 03/13/1958

Political Party

: REP

Email Address

:

State ID

: NY0000000000038443487

Status

: Active

County ID

: 03657763

Status Reason

:

County

: Nassau

Status Effective Date

:

Registration Date

: 08/17/1993

NVRA Registration Source

: Local Registrar

ID Met

: Yes

ID Required

: No

Other ID Provided

: No

Election District

: 13

Legislative District

: 11

Senate District

: 5

Assembly District

: 13

Congressional District

: 3

Town District

: GC

Ward

: 13

X
Signature of Mark of Applicant
NOT AN OFFICIAL SIGNATURE
YOU MUST ALSO SIGN ON REVERSE SIDE
Date

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Name : HAWKINS, NANCY T

State ID : NY000000000038443487



County	County ID	Election Date	Election Description	Voting Method
Nassau	03657763	04/19/2016	2016 PRESIDENTIAL PRIMARY	Poll
Nassau	03657763	11/03/2015	2015 GENERAL ELECTION	Poll
Nassau	03657763	09/10/2015	2015 PRIMARY ELECTION	Poll
Nassau	03657763	11/04/2014	2014 GENERAL ELECTION	Poll
Nassau	03657763	11/05/2013	2013 GENERAL ELECTION	Poll
Nassau	03657763	11/06/2012	2012 GENERAL ELECTION	Poll
Nassau	03657763	09/13/2012	2012 PRIMARY ELECTION	Poll
Nassau	03657763	09/13/2012	2012 PRIMARY ELECTION	Poll
Nassau	03657763	06/26/2012	2012 CONGRESSIONAL PRIMARY	Poll
Nassau	03657763	06/26/2012	2012 CONGRESSIONAL PRIMARY	Poll
Nassau	03657763	11/08/2011	2011 GENERAL ELECTION	Poll
Nassau	03657763	09/13/2011	2011 PRIMARY ELECTION	Poll
Nassau	03657763	11/02/2010	2010 GENERAL ELECTION	Poll
Nassau	03657763	09/14/2010	2010 PRIMARY ELECTION	Poll
Nassau	03657763	11/03/2009	2009 GENERAL ELECTION	Poll
Nassau	03657763	11/03/2009	2009 GENERAL ELECTION	Poll
Nassau	03657763	11/04/2008	2008 GENERAL ELECTION	Poll
Nassau	03657763	11/06/2007	2007 GENERAL ELECTION	Poll
Nassau	03657763	11/07/2006	2006 GENERAL ELECTION	Poll
Nassau	03657763	11/08/2005	2005 GENERAL ELECTION	Poll
Nassau	03657763	11/02/2004	2004 GENERAL ELECTION	Poll
Nassau	03657763	11/04/2003	2003 GENERAL ELECTION	Poll
Nassau	03657763	11/05/2002	2002 GENERAL ELECTION	Poll

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Name	: AXELMAN, HOWARD S	Residential Address	: 166-23 21 AVENUE WHITESTONE 11357
Gender	: M	Mailing Address	:
Date of Birth	: 08/22/1958	Political Party	: REP
		Email Address	:

State ID	: NY0000000000035210095	Status	: Active
County ID	: 306284264	Status Reason	:
County	: Queens	Status Effective Date	: 10/13/2006
Registration Date	: 10/13/2006	NVRA Registration Source	: Mail-in through USPS

ID Met	: Yes	ID Required	: No
Other ID Provided	: No		

Election District	: 11	Legislative District	: 0
Senate District	: 11	Assembly District	: 26
Congressional District	: 3	Town District	: WHITESTONE
Ward	:		

Not an Official Signature

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Name : AXELMAN, HOWARD S

State : NY
ID : NY0000000000035210095

County	County ID	Election Date	Election Description	Voting Method
Queens	306284264	04/19/2016	20160419 PP	Poll
Queens	306284264	04/19/2016	20160419 PP	Poll
Queens	306284264	11/04/2014	20141104 GE	Poll
Queens	306284264	11/05/2013	20131105 GE	Poll
Queens	306284264	11/06/2012	20121106 GE	Poll
Queens	306284264	06/26/2012	20120626 PR	Poll
Queens	306284264	04/24/2012	20120424 PP	Poll
Queens	306284264	11/08/2011	20111108 GE	Poll
Queens	306284264	11/02/2010	20101102 GE	Poll
Queens	306284264	11/04/2008	20081104 GE	Poll
Queens	306284264	02/05/2008	20080205 PP	Poll
Queens	306284264	11/07/2006	General Election 2006	Poll

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Name	: AXELMAN, ELLIOT S	Residential Address	: 166-23 21 AVENUE WHITESTONE 11357
Gender	: M	Mailing Address	:
Date of Birth	: 04/23/1993	Political Party	: REP
		Email Address	:

State ID	: NY0000000000052323034	Status	: Active
County ID	: 410894950	Status Reason	:
County	: Queens	Status Effective Date	: 06/14/2011
Registration Date	: 06/14/2011	NVRA Registration Source	: Mail-in through USPS

ID Met	: Yes	ID Required	: No
Other ID Provided	: No		

Election District	: 11	Legislative District	: 0
Senate District	: 11	Assembly District	: 26
Congressional District	: 3	Town District	: WHITESTONE
Ward	:		

Sign and Official Signature

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State ID : NY000000000052323034

County	County ID	Election Date	Election Description	Voting Method
Queens	410894950	04/19/2016	20160419 PP	Poll
Queens	410894950	04/19/2016	20160419 PP	Poll
Queens	410894950	11/04/2014	20141104 GE	Poll
Queens	410894950	11/06/2012	20121106 GE	Poll
Queens	410894950	06/26/2012	20120626 PR	Poll
Queens	410894950	04/24/2012	20120424 PP	Poll
Queens	410894950	11/08/2011	20111108 GE	Poll

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